

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

CHERYL L. CARDER, Administratrix of
the Estates of **BEVERLY ANN TANNER**,
and **RAYMOND GLEN TANNER**; and
RANDY TANNER,

Plaintiffs,

vs.

HOVEROUND CORPORATION,
a foreign corporation, and **CURTISS-
WRIGHT CONTROLS INTEGRATED
SENSING, INC.**, a foreign corporation,

Defendants.

CIVIL ACTION NO. 2:21-cv-00511

Judge Thomas E. Johnston

Magistrate Judge Dwane L. Tinsley

**PLAINTIFFS' MOTION TO REINSTATE CASE
ON COURT'S ACTIVE DOCKET**

NOW COME the Plaintiffs, Cheryl L. Carder, Administratrix of the Estates of Beverly Ann Tanner and Raymond Glen Tanner, and Randy Tanner, by and through their undersigned counsel, and hereby respectfully requests this Honorable Court to reinstate this matter on the Court's active docket. In support of this Motion, the Plaintiffs state as follows:

1. On February 7, 2023, the Court issued an Order dismissing this case having been advised that a settlement has been reached between the parties. [ECF 99].
2. Because this case involves two wrongful deaths, the settlement needs Court approval pursuant to W.Va. Code § 55-7-7 and Plaintiff intends to file a *Motion to Compromise Claims for Death by Wrongful Act Pursuant to W.Va. Code §55-7-7*.

3. In addition, allocation of the settlement monies may require a hearing before this Honorable Court.

WHEREFORE, the Plaintiffs, Cheryl L. Carder, Administratrix of the Estates of Beverly Ann Tanner and Raymond Glen Tanner, and Randy Tanner, respectfully request the Court to issue an Order reinstating this case to the Court's active docket.

Respectfully Submitted,

CHERYL L. CARDER, Administratrix of the
Estates of **BEVERLY ANN TANNER** and
RAYMOND GLEN TANNER, and **RANDY
TANNER, Plaintiffs**

By: /s/ Brent E. Wear
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CERTIFICATE OF SERVICE

I hereby certify that on the 9th day of February, 2023, a true copy of this ***PLAINTIFFS' MOTION TO REINSTATE CASE ON COURT'S ACTIVE DOCKET*** was electronically filed with the Clerk of this Court using CM/ECF system, who shall provide electronic notice of such filing to the following counsel of record.

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Respectfully Submitted,

CHERYL L. CARDER, Administratrix of the
Estates of **BEVERLY ANN TANNER** and
RAYMOND GLEN TANNER, and **RANDY
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